Los Angeles County Sheriff's Department
Officer Involved Shooting

Report Date: 09/28/2018	Bureau/Station/Facility: SPD/ NORWALK STATION	Admin. Invest.? ☐ Hit? ☐

Incident Information

URN: 017-16874-0458-055	Date: 11/20/2017 Time: 1657 HRS
City or Station: Artesia	Nature of Incident: Two deputy patrol unit encountered an armed suspect who was on foot and pointed a handgun at deputies. Both deputies shot at suspect who fled uninjured.
Location: [redacted] 168th Street	

Location Type (*check one or more*):
- ☐ Backyard
- ☐ Beach
- ☐ Business
- ☐ Freeway
- ☐ Industrial
- ☐ Park
- ☐ Parking Lot
- ☑ Residence
- ☐ Rural
- ☐ School
- ☐ Street
- Other: ______

Lighting (*check only one*):
- ☐ Darkness
- ☑ Daylight
- ☐ Other
- ☐ Street Lights

Weather (*circle only one*):
- ☑ Clear
- ☐ Cloudy
- ☐ Fog
- ☐ Rain

Distance: Approx. 30 to 35 Feet

Incident Type (*check one or more*):
- ☐ Accidental
- ☑ Armed Person
- ☑ Fleeing Suspect
- ☐ Foot Pursuit
- ☐ Gun Take Away
- ☐ Moving Vehicle
- ☐ Sniper/Ambush
- ☐ Startle
- ☐ Struggle Involved
- ☐ Traffic Stop
- ☐ Unarmed Person
- ☐ Unintentional
- ☐ Vehicle Pursuit
- ☐ Warrant Service
- ☐ Warning Shot
- Other: ______

Initiated by (*check only one*):
- ☐ Arrest Warrant
- ☑ Call
- ☐ Observation
- ☐ One Person Unit
- ☐ Other
- ☐ Search Warrant
- ☐ Two Person Unit

Prior Activity (*check only one*):
- ☐ Detective
- ☐ Inmate Transport
- ☐ Other
- ☑ Routine Patrol

Total # of Shots Fired by Deputy	Total # of Shots Fired by Suspect
19	0

Aero Unit? ☐ Canine Unit? ☐

Employee Witnesses

Employee #	Last Name	First Name	M.I.	ShiftTime (*check only one*)	ShiftType (*check only one*)
				☐ EM ☐ PM ☐ Day	☐ Regular ☐ Overtime ☐ Off Duty
				☐ EM ☐ PM ☐ Day	☐ Regular ☐ Overtime ☐ Off Duty
				☐ EM ☐ PM ☐ Day	☐ Regular ☐ Overtime ☐ Off Duty

Non-Employee Witnesses

Last Name	First Name	M.I.	Street Address	City	Zip Code	Work Ph	Home Ph
[redacted]	[redacted]		[redacted]	[redacted]	[redacted]	----	[redacted]
[redacted]	[redacted]		[redacted]	[redacted]	[redacted]	----	[redacted]
[redacted]	[redacted]		[redacted]	[redacted]	[redacted]	----	[redacted]

Supervisors

Employee #	Last Name	First Name	M.I.	(*check one or more*)
[redacted]	Busch	Richard	R.	☑ On Duty ☐ Present during shooting ☐ Witness to shooting ☐ Involved in shooting
				☐ On Duty ☐ Present during shooting ☐ Witness to shooting ☐ Involved in shooting

Watch Sergeant

Employee #	Last Name	First Name	M.I.
[redacted]	Saldana	Julio	---

Watch Commander

Employee #	Last Name	First Name	M.I.
[redacted]	Inge	Michael	R.

PSTD Use Only

SH # 2440728

Officer Involved Shooting

URN: 017-16874-0458-055

Rollout Information

Arrival Date	Arrival Time	Date Submitted	Date of Recommendation
11/20/2017	1830 Hrs	09/28/2018	N/A

Employee #	Last Name	First Name	M.I.
[redacted]	Ruiz	Andy	
[redacted]	Valle	Paul	
[redacted]	Burse	Michael	

Shooting / Force Information

Method

(AW) Arwen
(BC) Baton:(Control)
(BI) Baton:(Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds:(Control Techniques)
(TT) Control Holds:(Team Takedown)
(TD) Control Holds:(Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(CN) Restraint Device (Capture Net)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device:Hobble (Legs Only)
(TP) Restraint Device:Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(SG) 37mm Stinger
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Injured

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hand
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(SH) Shoulder
(WR) Wrist

Brand

(AK) AK-47
(BN) Benelli
(BR) Beretta
(BW) Browning
(CH) Charter Arms
(CO) Colt
(DA) Davis Industries
(GL) Glock
(HA) Harrington & Richardson
(HI) Hi Standard
(HK) H & K
(IT) Ithica
(IV) Iver Johnson
(JE) Jennings
(LO) Lorcin
(LU) Luger
(MA) Marlin
(MO) Mossberg
(NC) NCI aka SKS
(NA) North American
(NO) Norinco
(RA) Raven
(RM) Remington
(RG) RG
(RI) RGI
(RO) Rossi
(SW) Smith & Wesson
(SR) Sturm Ruger
(SS) SIG Sauer
(ST) Sterling
(TA) Taurus
(WE) Weatherby
(WN) Winchester
(US) US Government
(YY) Handmade (Inmate)
(XX) Homemade (Non-Inmate)
(ZZ) Other Brand

Caliber

(9) 9 mm
(10) 10 mm
(12) 12 guage
(20) 20 guage
(21) .22-250
(22) .22 caliber
(23) .223 caliber
(24) .243 caliber
(25) .25 caliber
(30) .308 caliber
(35) .357 caliber
(36) 30-60 caliber
(38) .38 caliber
(40) .40 caliber
(41) .410 guage
(44) .44 caliber
(45) .45 caliber
(50) 50 mm
(SL) Slug
(WW) Other caliber

FORCE APPLIED *(one code per block)*

Used By (E# or S#)	Used Against (E# or S#)	Method (Code)	Brand (Code)	Caliber (Code)	Authorized Weapon? (Y/N)	Authorized Ammunition? (Y/N)	Type of Injury (Code)	Body Part (Code)
S#1	E#1	FH	BR	9			NN	-
S#1	E#2	FH	BR	9			NN	-
E#1	S#1	FH	SW	9	Y	Y	NN	-
E#2	S#1	FH	SW	9	Y	Y	NN	-

Officer Involved Shooting
Involved Employee Information

URN: 017-16874-0458-055

Involved Employee

E 1

Employee # [redacted]	Last Name: Pantoja	First Name: David	M.I. C.
Sex: M Race: H	Rank: DSG	Unit Assignment: Norwalk Station	Work Assignment (Unit #, Module, etc.): 45D3
ShiftTime (*circle only one*): [ ] EM [x] PM [ ] Day	ShiftType (*circle only one*): [x] Regular [ ] Overtime [ ] Off Duty	Intoxication/Drug Usage? [ ]	Substance Used:
Hospital Admission? [ ]	Hospital Name:	Coroner Case? [ ]	Coroner Case #: Interviewed? [x]
Hrs of sleep prior to shooting: 6 to 8	Duty Time (hrs): [redacted]	Clothing (*circle only one*): [ ] Plain Clothes no Vest [ ] Plain Clothes w/ Vest [ ] Raid Jacket no Vest [ ] Raid Jacket w/ Vest [ ] Uniform no Vest [x] Uniform w/ Vest	Other Factors:
Age: [redacted] Height: 6-01 Weight: 175			
Range Qualification Date: [redacted]	PPC Qualification Date: [redacted]	Laser Training Date: [redacted]	
Certified with Weapon Used? [redacted] Patrol Certification? [redacted]	Certification Unit: [redacted]	Prior Shootings? [x] Number of Prior Shootings: 1	Directed Force: [redacted]
Weapons Fired Brand: S&W-M&P Caliber 9mm # Shots 10	Weapons Fired Brand: ---- Caliber --- # Shots ---		
Field Training Officer Emp # [redacted]	Last Name [redacted]	First Name [redacted]	M.I. [redacted]
Field Training Officer Emp # [redacted]	Last Name [redacted]	First Name [redacted]	M.I. [redacted]

E 2

Employee # [redacted]	Last Name: Hernandez	First Name: Alan	M.I. A.
Sex: M Race: H	Rank: DSG	Unit Assignment: Nowalk	Work Assignment (Unit #, Module, etc.): 45D3
ShiftTime (*circle only one*): [ ] EM [x] PM [ ] Day	ShiftType (*circle only one*): [x] Regular [ ] Overtime [ ] Off Duty	Intoxication/Drug Usage? [ ]	Substance Used:
Hospital Admission? [ ]	Hospital Name:	Coroner Case? [ ]	Coroner Case #: Interviewed? [x]
Hrs of sleep prior to shooting: 8 to 10	Duty Time (hrs): [redacted]	Clothing (*circle only one*): [ ] Plain Clothes no Vest [ ] Plain Clothes w/ Vest [ ] Raid Jacket no Vest [ ] Raid Jacket w/ Vest [ ] Uniform no Vest [x] Uniform w/ Vest	Other Factors:
Age: [redacted] Height: 6-00 Weight: 200			
Range Qualification Date: [redacted]	PPC Qualification Date: [redacted]	Laser Training Date: [redacted]	
Certified with Weapon Used? [redacted] Patrol Certification? [redacted]	Certification Unit: [redacted]	Prior Shootings? [redacted] Number of Prior Shootings: [redacted]	Directed Force: [redacted]
Weapons Fired Brand: S&W-M&P Caliber 9mm # Shots 9	Weapons Fired Brand: ---- Caliber --- # Shots ---		
Field Training Officer Emp # [redacted]	Last Name [redacted]	First Name [redacted]	M.I. [redacted]
Field Training Officer Emp # [redacted]	Last Name [redacted]	First Name [redacted]	M.I. [redacted]

E

Employee #	Last Name	First Name	M.I.
Sex: Race:	Rank:	Unit Assignment:	Work Assignment (Unit #, Module, etc.):
ShiftTime (*circle only one*): [ ] EM [ ] PM [ ] Day	ShiftType (*circle only one*): [ ] Regular [ ] Overtime [ ] Off Duty	Intoxication/Drug Usage? [ ]	Substance Used:
Hospital Admission? [ ]	Hospital Name:	Coroner Case? [ ]	Coroner Case #: Interviewed? [ ]
Hrs of sleep prior to shooting:	Duty Time (hrs):	Clothing (*circle only one*): [ ] Plain Clothes no Vest [ ] Plain Clothes w/ Vest [ ] Raid Jacket no Vest [ ] Raid Jacket w/ Vest [ ] Uniform no Vest [ ] Uniform w/ Vest	Other Factors:
Age: Height: Weight:			
Range Qualification Date:	PPC Qualification Date:	Laser Training Date:	
Certified with Weapon Used? [ ] Patrol Certification? [ ]	Certification Unit:	Prior Shootings? [ ] Number of Prior Shootings:	Directed Force: [ ]
Weapons Fired Brand: Caliber # Shots	Weapons Fired Brand: Caliber # Shots		
Field Training Officer Emp #	Last Name	First Name	M.I.
Field Training Officer Emp #	Last Name	First Name	M.I.

See Other Side

Officer Involved Shooting
Suspect Information

URN: 017-16874-0458-055

Suspect Information

S 1

Last Name: Perez		First Name: Raymond	M.I.: H
AKA Last Name: "Swifty"		First Name:	M.I.:
Sex: M Race: H	Street Address: [redacted]	City: [redacted]	State & Zip Code: [redacted]
Work Phone: Unknown	Home Phone: Unknown	Social Security #: Unknown	Driver's License #: [redacted]
Age: 20 D.O.B. 11/06/1997	Height: 5-09 Weight: 155	FBI #: [redacted]	CII #: [redacted]
Booking #: 5159405	Primary Charge: 245(d)(2) PC	Secondary Charge: 3455(c) PC	
Coroner Case? ☐	Coroner Case #:	Intoxication/Drug Usage? ☑	Substance Used: Marijuana/Alcohol
Armed? ☑	Apprehended? ☑	Mental Illness? ☐	Criminal History? [redacted]
Vehicle Make: N/A Model: Year:	Parole: [redacted]	Probation: [redacted]	Prior Felony Conviction: [redacted]

S

Last Name:		First Name:	M.I.:
AKA Last Name:		First Name:	M.I.:
Sex: Race:	Street Address:	City:	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #:	CII #:
Booking #:	Primary Charge:	Secondary Charge:	
Coroner Case? ☐	Coroner Case #:	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
Vehicle Make: Model: Year:	Parole:	Probation:	Prior Felony Conviction:

S

Last Name:		First Name:	M.I.:
AKA Last Name:		First Name:	M.I.:
Sex: Race:	Street Address:	City:	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #:	CII #:
Booking #:	Primary Charge:	Secondary Charge:	
Coroner Case? ☐	Coroner Case #:	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
Vehicle Make: Model: Year:	Parole:	Probation:	Prior Felony Conviction:

S

Last Name:		First Name:	M.I.:
AKA Last Name:		First Name:	M.I.:
Sex: Race:	Street Address:	City:	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #:	CII #:
Booking #:	Primary Charge:	Secondary Charge:	
Coroner Case? ☐	Coroner Case #:	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
Vehicle Make: Model: Year:	Parole:	Probation:	Prior Felony Conviction:

See Other Side

SUPPLEMENTAL NON-EMPLOYEE WITNESSES
Los Angeles County Sheriff's Department

Non-Employee Witnesses

Last Name	First Name	M.I.	Street Address	Zip Code	Work Ph	Home Ph
[redacted]	[redacted]		[redacted]	[redacted]	----	[redacted]
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	----	[redacted]
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]		No Phone

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT

INVESTIGATIVE SUMMARY

INCIDENT:	**On-duty, non-hit shooting**
IAB FILE NUMBERS:	**SH 2440728**
URN#:	**017-16874-0458-055**
DATE/TIME:	**November 20, 2017, 1657 hours**
LOCATION:	[redacted] **168th Street, Artesia**

SYNOPSIS

On November 20, 2017, an Internal Affairs Bureau (IAB) team, comprised of Lieutenant Michael Burse, Sergeant Andy Ruiz, and Sergeant Paul Valle, responded to the Command Post located at 11051 166th Street (Cerritos College parking lot), in the city of Cerritos, regarding an on-duty, non-hit shooting. Sergeant Ruiz was assigned to handle the shooting review.

IAB Lieutenant Burse confirmed that Norwalk Station's watch commander, Lieutenant Michael Inge #[redacted], took reasonable steps to ensure the involved personnel did not discuss the incident among themselves prior to being interviewed by the assigned investigators. In addition, Lieutenant Burse confirmed the involved personnel gathered in the company of a supervisor until they provided a statement to the assigned investigators.

Minutes prior to the deputy involved shooting, a shooting occurred near a public park within the same area **[Refer to Incident History Report in Exhibit A]**. This shooting was determined to be related to the deputy involved shooting that ensued. Detectives [redacted] #[redacted] and [redacted] #[redacted] from the Los Angeles County Sheriff's Department Operation Safe Streets Bureau (OSS) assumed control of the criminal investigation. For further information regarding the criminal investigation refer to the reports in the OSS case file, under URN #017-16874-0458-055 **[Exhibit B]**.

Incident

On November 20, 2017, at 1652 hours, Norwalk Station received a 911 call from a female indicating a shooting had just occurred at Hermosillo Park. The female caller requested a Spanish speaker and provided limited information in English while awaiting a translator.

IAB Note: Hermosillo Park is located on 162nd Street west of Horst Avenue with an address of 11959 162nd Street, Norwalk.

A total of six calls were received related to the shooting from four citizens. One caller explained the shooting occurred at 162nd Street and Horst Avenue and saw two males wearing all black, carrying guns, run south toward 166th Street. This caller also described one of the males as having a shirt with the numbers "562" on it **[Exhibit A, CD #1, 911 Calls]**.

A call for service was generated (Incident #NWK17324-0247) and immediately dispatched through the Sheriff's Communication Center (SCC) by voice **[Exhibit A, CD#2, Dispatch 13]**. Deputy Jarrett Lew #[redacted] (Unit 45K1) was initially given the handle on the call. Deputies Walter Arcos #[redacted] (Unit 43K1), Ryan Nazaroff #[redacted] (Unit 45T1), and Spencer Zagurski #[redacted] (Unit 46K2) assisted. While Norwalk Station was still on the phone line with citizens reporting the shooting, the above listed units arrived on scene within two minutes at 1654 hours.

At 1655 hours, Unit 45K1 requested a unit to check the vicinity south of the park in the area of 166th Street for potential suspects. Deputies Alan Hernandez #[redacted] and David Pantoja #[redacted] (Unit 45D3), who were in the area of 166th Street, acknowledged the request **[Exhibit A, CD#2, L-Tac-10]**.

Deputies Hernandez and Pantoja suspected the shooting incident was gang related. They were both assigned to the Norwalk Enforcement Team (NET) which is a special problems team for the city of Norwalk. They were regular partners. Based on their knowledge of the area, Deputies Hernandez and Pantoja knew the area where the shooting occurred was claimed by the "Varrio Norwalk" criminal street gang. They were also aware one of this gang's rivals was the "Chivas" criminal street gang which claimed an area south of 166th Street in Artesia.

Deputies Hernandez and Pantoja were in a marked Sheriff's Department patrol car (SH1526) in full uniform while conducting the search for possible suspects. Deputy Hernandez was the driver, and Deputy Pantoja the passenger. As they traveled westbound on 167th Street approaching Clarkdale Avenue, males matching the general description of the potential shooting suspects from the park were seen running in front of them.

IAB Note: The individuals running were identified as Suspect Perez, Witness [redacted] and Witness [redacted]

The involved deputies observed the males run southbound on Clarkdale Avenue. Upon seeing the suspects, Deputy Pantoja requested emergency assistance via the duplex patch on the Sheriff's Department, Dispatch 13, radio frequency at 1657 hours. However, the transmission was not clear and covered by a broadcast of an emergent,

"Code-3" call for service causing a slight delay in acknowledgement by SCC **[Exhibit A, CD#2, Dispatch 13]**.

IAB Note: **Incident #PRV17324-0124 was the call for service from Pico Rivera Station being broadcast [Refer to Incident History Report in Miscellaneous Documents].**

The involved deputies drove southbound onto Clarkdale Avenue. Both deputies verbally ordered the males to stop in an attempt to detain them pending a shooting investigation. The males ran south on the east sidewalk of Clarkdale Avenue parallel to the property of [redacted] 168th Street.

IAB Note: **The property of [redacted] 168th Street is on the [redacted] of Clarkdale Avenue and 168th Street. The property is approximately [redacted] of 167th Street. The property is rectangular in shape with a single story, residential, structure situated on the [redacted] of the lot adjacent to Clarkdale Avenue.**

The males entered the residential yard, located at [redacted] 168th Street, which was surrounded by a [redacted] fence approximately 4 feet high. The deputies stopped their patrol car in front of the residence and exited. As two of the males fled further eastbound into the yard, Suspect Perez produced a semiautomatic pistol and turned to face the deputies while raising the pistol in their direction. Suspect Perez was by the southwest exterior wall of the structure located on the property when he turned to confront the deputies. Deputy Pantoja had exited the patrol car first. He came around the front end of the patrol car toward the driver's side and saw Suspect Perez presenting the pistol. Deputy Pantoja yelled "drop the gun." Deputy Hernandez who exited the patrol car's driver's door also saw Suspect Perez presenting the pistol. While standing in close proximity to each other, both deputies fired at the suspect from the street with their 9mm duty weapons. Suspect Perez, along with the other two males (Witness [redacted] and Witness [redacted]), continued to flee on foot and a containment was established.

SCC acknowledged the unclear transmission that was transmitted by Deputy Pantoja and he broadcast they were involved in "998" with a "417" suspect **[Exhibit A, CD#2, Dispatch 13]**.

IAB Note: **"998" refers to the Sheriff's Department radio code for, "Deputy involved in shooting," and "417" for, "Person with a gun."**

The involved deputies immediately initiated and established a containment with the assistance of additional deputy personnel. Norwalk Station Watch Commander,

Lieutenant Inge, ensured the deputies were relieved from their field duties and gathered in the presence of a supervisor as a tactical search operation for the suspects was conducted. Deputy personnel from the Special Enforcement Bureau (SEB) K-9 Detail, along with the Special Enforcement Detail, arrived and assisted in the operation. At the time of the search operation, deputy personnel were unsure if Suspect Perez had retreated into the home at [redacted] 68th Street. At the request of SEB, the patrol vehicle used by the involved deputies was moved in order to tactically place a Special Enforcement Detail armored vehicle (Bearcat) in front of the residence.

Suspect Perez, along with Witness [redacted], and Witness [redacted] were subsequently detained in the containment at [redacted] Suspect Perez was identified by both involved deputies as the person who pointed the pistol at them. Suspect Perez was taken into custody uninjured. Witness [redacted] was uninjured and identified by Deputy Hernandez as one of the males seen running. Witness [redacted] was identified by both involved deputies as running with Suspect Perez. Witness [redacted] had a laceration to his left palm. This injury was determined not to be as a result of the involved deputies' actions **[Refer to Exhibit B, pages 18-20]**.

Within the containment, a Beretta, Model PX4 Storm, 9mm, black, full size semiautomatic pistol was located in the residential yard of [redacted] Los Angeles County Sheriff's Department Scientific Services Bureau (SSB) recovered the pistol at the scene. The pistol was found with the safety off and a fired 9mm cartridge in the chamber. Five (5) live 9mm rounds were in the seated magazine **[Refer to Exhibit C, page 11]**.

IAB investigators spoke with Deputy Vanderschaaf #[redacted] of the SSB, Firearms Identification Section. He told investigators he recovered the pistol and explained the pistol's hammer was slightly cocked into a resting position at the time of recovery.

IAB Note: A fired cartridge in the chamber of a pistol is indicative of a malfunction. This malfunction occurs when a fired cartridge is not extracted upon firing; thus, preventing a live cartridge from the magazine to be cycled into the pistol's chamber.

A "round count" was conducted by IAB investigators with the involved deputies at Norwalk Station. Based on the round count, it was determined nine rounds were fired by Deputy Hernandez and ten rounds by Deputy Pantoja. The "round count" was audio recorded and transcribed.

Only seventeen of the nineteen fired cartridges (casings) were recovered from the street and sidewalk area of Clarkdale Avenue north of 168th Street. No additional fired cartridges were located.

IAB Note: The fired cartridges were in the street where they were exposed to vehicle traffic for a limited amount of time pending containment of the area.

IAB investigators along with OSS detectives canvassed the area of the deputy involved shooting for video surveillance systems that potentially captured the incident. No video surveillance capturing the deputy involved shooting was discovered.

No victims were identified, or came forward, in the shooting that occurred in the area of Hermosillo Park. No evidence related to this park shooting was located. The witnesses contacted in the shooting by the park were unable to positively identify Suspect Perez or Witness [redacted] as the persons who committed the shooting.

INVOLVED EMPLOYEE AND WORK HISTORY

David Pantoja, Deputy Sheriff, [redacted] 
South Patrol Division
Norwalk Station

Work History

Date of Employment:	March 5, 2012
Date Assigned to Patrol:	[redacted]
Date Completed Patrol Training:	[redacted]
Date Assigned to Norwalk Station:	August 16, 2015
Prior Shooting incident(s):	One
Prior Founded Force Incidents:	[redacted]

Equipment Worn On Person

On November 20, 2017, Deputy Pantoja was wearing his Class "A" uniform with a protective vest and a Sam Browne duty belt. The equipment worn on his duty belt included his Smith & Wesson, M&P, 9mm, pistol, two (2) loaded M&P magazines, two (2) sets of handcuffs, oleoresin capsicum (OC) spray, expandable straight baton, a Taser, a handheld radio, side handle baton ring holder, a tourniquet kit, and keys contained in holder.

INVOLVED EMPLOYEE AND WORK HISTORY

Alan Hernandez, Deputy Sheriff, [redacted] 
South Patrol Division
Norwalk Station

Work History

Date of Employment: July 25, 2007
Date Assigned to Patrol/Norwalk Station: December 1, 2013
Date Completed Patrol Training: [redacted]
Prior Shooting incident(s):
Prior Founded Force Incidents:

Equipment Worn On Person

On November 20, 2017, Deputy Hernandez was wearing his Class "A" uniform with a protective vest and a Sam Browne duty belt. The equipment worn on his duty belt included his Smith & Wesson, M&P, 9mm, pistol, two (2) loaded M&P magazines, two (2) sets of handcuffs, oleoresin capsicum (OC) spray, expandable straight baton, a handheld radio, and keys.

SUSPECT INFORMATION

Raymond Perez
Male, Hispanic, DOB: November 6, 1997, 5'09", 155 pounds
[redacted]
CII #[redacted] MAIN #[redacted] FBI #[redacted]

Suspect Perez' criminal history consisted o[redacted] Suspect Perez' criminal history is included in his booking packet **[Exhibit B, pages 51-66]**.

SUSPECT'S INJURIES

Suspect Perez sustained no injuries.

DEPUTY PERSONNEL INJURIES

No deputies were injured in this incident

PHYSICAL EVIDENCE

Physical evidence was located and collected under the direction of OSS Detectives [redacted] #[redacted] #[redacted] and IAB investigators. They were assisted by Los Angeles County Sheriff's Department SSB Forensic Identification Specialist (FIS) Donna Thomas #[redacted] and additional crime lab personnel.

Evidence collected at the scene included seventeen expended 9mm casings, six fired bullets, and five fired bullet fragments.

For descriptions of the evidence collected and where it was located, see the Crime Scene Investigation Reports **[Exhibit C]**.

INVESTIGATOR'S OBSERVATIONS

Approximately six hours transpired from the time of the shooting to the time of the IAB investigator's observations of the shooting scene.

> **IAB Note:** **IAB investigators were on-scene at the command post within two hours of the shooting. However, the walk-through of the shooting location was not conducted until the tactical operation involving the search for the suspect had concluded.**

The location where the incident occurred is a residential neighborhood primarily comprised of single family homes. The scene is described in detail in the Crime Scene Investigation Report by FIS Thomas **[Exhibit C, pages 1-4]**. Her description of the scene was consistent with IAB investigators observations. The scene was also photographed by FIS Thomas **[Exhibit D, DVD]**.

IAB investigators observed the patrol car (SH1526) used by Deputies Hernandez and Pantoja had been moved approximately 80 feet south of where the shooting occurred. FIS Nakia Berry #[redacted] of the crime lab, measured and diagrammed the scene where the shooting occurred and where the patrol car had been moved **[Exhibit C, page 24]**.

IAB investigators took an additional 22 digital photographs depicting the deputy involved shooting scene and the location where the recovered pistol was located **[Exhibit D]**.

WEAPON USED BY DEPUTY PANTOJA

Deputy Pantoja fired ten rounds of Department issued 9mm ammunition from his Department issued Smith & Wesson, M&P, semiautomatic pistol (serial #HA[redacted]. It was equipped with a Surefire X300 Ultra flashlight. The firearm was examined by Deputy John Vanderschaaf of the SSB Firearms Identification Section and found to be functional **[Exhibit C, pages 19-21]**.

Date last qualified: [redacted]
Date trained with weapon:

WEAPON USED BY DEPUTY HERNANDEZ

Deputy Hernandez fired nine rounds of Department issued 9mm ammunition from his Department issued Smith & Wesson, M&P, semiautomatic pistol (serial #HU[redacted]). It was equipped with a Surefire X300 Ultra flashlight. The firearm was examined by Deputy John Vanderschaaf of the SSB Firearms Identification Section and found to be functional **[Exhibit C, pages 19-21]**.

Date last qualified: [redacted]
Date trained with weapon:

WEAPON USED BY SUSPECT PEREZ

Suspect Perez raised a Beretta, Px4 Storm, 9mm, semiautomatic pistol (serial #PX[redacted]) in the direction of Deputy Pantoja and Deputy Hernandez. No Dealer's Record of Sale (DROS) or firearm owner's information was listed in the Automated Firearm System (AFS). The firearm was examined by Deputy John Vanderschaaf of the SSB Firearms Identification Section and found to be functional **[Exhibit C, pages 7-8]**.

Suspect Perez' firearm was also examined by Forensic Identification Specialist Alexis Alusha #[redacted] of the SSB Chemical Processing Section for latent prints. No prints were developed **[Exhibit C, pages 5-6]**.

Stain/swab samples were collected from the recovered pistol by Senior Criminalist Vanessa Haskins-Esparza #[redacted] of the SSB Biology Section for DNA evidence. DNA analysis conducted by Senior Criminalist Susannah Knethchel #[redacted] concluded the DNA samples were "inconclusive" and "unsuitable" **[Refer to DNA analysis report in Miscellaneous Documents]**.

PROPERTY DAMAGE

One bullet hole and two impacts were observed to the southwest exterior of the single story residential structure at [redacted] 168th Street. Four bullet holes were observed to a black security screen door on the south side of the structure. No bullets penetrated the interior of the residence. Bullet holes to several potted planters along the south exterior wall were also observed. Additionally, a wooden fence, wooden gate, and a plastic storage shed had bullet holes. There was a single bullet impact mark to the block wall along the east side of the property as well. A detailed list of damage is documented in the Crime Scene Investigation Report authored by SSB Deputy John Vanderschaaf #[redacted] **[Exhibit C, pages 14-18]**. The damage was also photographed and referenced by letters A-P **[Exhibit C, DVD]**.

LIGHTING AND WEATHER CONDITIONS

The scene was illuminated by natural light from the sun. The weather was clear and warm.

IAB Note: **www.timeanddate.com lists the shooting time on November 2017, in Norwalk, as occurring during civil twilight. This is when the sun is below the horizon but its rays still light up the sky with enough natural light to carry out outdoor activities [Refer to screen shot of website in Miscellaneous Documents].**

CRIMINAL INVESTIGATORS AND CHARGES FILED

The criminal investigation into the shooting was handled by Detectives [redacted] and [redacted] of the Los Angeles County Sheriff Department's Operation Safe Streets Bureau.

On November 29, 2017, the Los Angeles County District Attorney's Office filed the following five felony charges against Suspect Perez:

Count 1- Assault on a Peace Officer with a Semi-automatic Firearm, 245(d)(2) PC
Count 2- Assault on a Peace Officer with a Semi-automatic Firearm, 245(d)(2) PC
Count 3- Exhibiting Deadly Weapon to Police Officer to Resist Arrest, 417.8 PC
Count 4- Exhibiting Deadly Weapon to Police Officer to Resist Arrest, 417.8 PC
Count 5- Possession of Firearm by Felon, 29800(a)(1) PC

See **Miscellaneous Documents** for full felony criminal complaint under court case #VA146371.

Suspect Perez is still custody with a next court date of October 23, 2018.

STATEMENTS

The following narratives are intended only as a synopsis of the interviews. Additional information and precise wording may be obtained by reviewing the digitally audio recorded interviews and verbatim transcriptions.

WITNESS STATEMENTS

WITNESS [redacted]

On November 21, 2017, IAB investigators interviewed Witness [redacted] Witness [redacted] stated she was in her residence located at [redacted] when the shooting occurred. Witness [redacted] explained she was in her bedroom standing by the window that faces [redacted] toward Clarkdale Avenue when she heard the chain link gate shaking. Witness [redacted] looked out the window and saw the back of "somebody" jump the gate into her yard. A deputy stepped out of a patrol vehicle that had stopped, facing south, in front of the driveway. The deputy then shot in the direction of the suspect who had already moved out of Witness [redacted]s field of view.

Witness [redacted] explained she believed the deputy who was driving was the person she saw shoot. Witness [redacted] also believed the deputy she saw shoot was bald.

> **IAB Note: Deputy Hernandez was bald and driving at the time of the deputy involved shooting.**

Witness [redacted] could not recall how many shots she heard, and only stated, "It was a lot." Witness [redacted] only saw one person jump over the gate. She stated the gate was not open at the time of the shooting.

After the shooting occurred, Witness [redacted] went to the back door and was directed by the deputies to stay in the house. Witness [redacted] then went back to her bedroom. Through the window, she saw the deputies had moved across the street behind vehicles parked along the west curb of Clarkdale Avenue.

Witness [redacted] stated her [redacted]), [redacted], [redacted], and [redacted] were in the home at the time of the shooting. [redacted] was in the living room watching television. [redacted] who is a small child, was also in the living room. [redacted] was at the table eating, and [redacted] was in her bedroom.

WITNESS [redacted]
(OSS Interview)

On November 21, 2017, Witness [redacted] was interviewed by OSS Detective Velasquez. The interview was summarized by Detective Velasquez in a supplemental report **[Exhibit B, pages 27-28]**. Witness [redacted] was in her bedroom, looked out her window, saw a "body" go over her gate, and a deputy shoot at him. The interview was transcribed and placed as a permanent record within the IAB case file.

WITNESS [redacted]

On November 21, 2017, IAB investigators interviewed Witness [redacted] Witness [redacted] stated she was on the bed watching television in her bedroom when the shooting occurred. The bedroom faces Clarkdale Avenue. Witness [redacted] explained she heard a car engine and someone running on the sidewalk followed by the sound of a gate rattling. She looked out her bedroom window, saw a patrol vehicle, and saw a deputy shooting in the direction of her yard.

Witness [redacted] did not physically see anyone running or jump the gate into the yard. She also did not see who the deputy was shooting at or anyone running across her yard. Witness [redacted] believed six to seven shots were fired. Witness [redacted] stated she definitely saw one deputy. However, she was unsure if there was another deputy present.

After the shooting occurred, Witness [redacted] planned to go outside but heard the deputies' orders to go back inside. Witness [redacted] then noticed the deputies had moved to the opposite side of the sidewalk.

WITNESS [redacted]
(OSS Interview)

On November 21, 2017, Witness [redacted] was interviewed by OSS Detective Velasquez. The interview was summarized by Detective Velasquez in a supplemental report **[Exhibit B, pages 27-28]**. Witness [redacted] was in her bedroom, heard a vehicle engine, looked out her bedroom window, and saw deputies shooting into her yard. Prior to the shooting, she heard the gate to her yard "rattle." The interview was transcribed and placed as a permanent record within the IAB case file.

WITNESS [redacted]
(OSS Interview)

On November 21, 2017, Witness [redacted] was interviewed by OSS Detective Velasquez. The interview was summarized by Detective Velasquez in a supplemental report **[Exhibit B, pages 27-28]**. Witness [redacted] was in the kitchen when he heard approximately ten shots. He did not see the shooting occur. The interview was transcribed and placed as a permanent record within the IAB case file.

WITNESS [redacted]
(OSS Interview)

On November 21, 2017, Witness [redacted] was interviewed by OSS Detective Velasquez. The interview was summarized by Detective Velasquez in a supplemental report **[Exhibit B, pages 27-28]**. Witness [redacted] was sitting down in the living room watch television when she heard approximately six shots. She did not see the shooting occur. The interview was transcribed and placed as a permanent record within the IAB case file.

WITNESS [redacted]

On November 21, 2017, OSS Detectives [redacted], [redacted] and IAB investigators interviewed Witness [redacted] at Norwalk Station. Witness [redacted] explained he was walking on 167th Street at Clarkdale Ave when he saw Suspect Perez and Witness [redacted]. He saw them on Clarkdale Ave coming from Arkansas Street. Witness [redacted] met up with them on Clarkdale Avenue at 167th Street. Witness [redacted] estimated 30 seconds past after meeting up with Suspect Perez and Witness [redacted] before the involved deputies were observed in the area. He stated, "They showed up and they panicked and they ran, and I ran too."

Witness [redacted] told OSS detectives and IAB investigators he heard gunshots after he climbed a wall into a backyard. He estimated he heard eight shots. He met up with

Suspect Perez and Witness [redacted] after climbing the wall. He recalled one of them telling him, "come on, let's go." All three of them then fled to a home on 167th Street.

IAB Note: **Suspect Perez, Witness [redacted] and Witness [redacted] were eventually located and detained by assisting deputy personnel at [redacted] during a containment operation.**

While at the house on 167th Street, Witness [redacted] overheard Suspect Perez and Witness [redacted] talking about a gun. He recalled Suspect Perez asking Witness [redacted] if he dropped the gun, and Witness [redacted] responding, "yes."

Witness [redacted] stated he was not shot or hurt during the shooting incident. He only heard the shooting, and he did not see the shooting occur.

SUSPECT STATEMENT

SUSPECT RAYMOND PEREZ

On November 21, 2017, Suspect Perez was interviewed by OSS Detectives [redacted] and IAB investigators at Norwalk Station. Suspect Perez admitted being a member of the "Chivas" criminal street gang who goes by the moniker of "Swifty" and was on probation for assault with a firearm. He explained he had smoked "weed" and drank beer earlier in the day.

Suspect Perez claimed he did not remember what time he met up with "[redacted]" and stated, "I just seen him." He denied being on Clarkdale Avenue between 167th Street and 168th Street. Suspect Perez also claimed deputies never tried to contact him. He did not run from deputies, and he did not run through backyards to his friend's residence on 167th Street.

INVOLVED EMPLOYEE STATEMENTS

DEPUTY DAVID PANTOJA

On November 21, 2017, IAB investigators inspected Deputy Pantoja's duty weapon at Norwalk Station and conducted an ammunition count. Deputy Pantoja's weapon was given to FIS Donna Thomas of SSB for processing. The firearm retrieval process was audio recorded and transcribed.

Deputy Pantoja indicated his duty weapon was configured with seventeen live rounds in the magazine and one live round in the chamber at the time of the shooting.

On November 29, 2017, Deputy Pantoja was interviewed by IAB investigators at Internal Affairs Bureau. Deputy Pantoja was represented by attorney William Hadden during the interview.

Deputy Pantoja stated he was working Unit 45D3 with his regular partner (Deputy Hernandez). Deputy Pantoja was the passenger and Deputy Hernandez the driver. Deputy Pantoja heard a call for service broadcast involving a shooting at Hermosillo Park, and he and his partner began responding. Deputy Pantoja heard the call updated over the radio with suspect descriptions of two male Hispanics wearing dark clothing. Deputy Pantoja believed the description over the radio included the suspects having the numbers "562" on a shirt or Raider's football colored jerseys. The updated information also indicated the suspects were fleeing southbound on foot.

Having knowledge of the gang shooting trends in the area, coupled with a request to check the area south of the park toward 166th Street for potential suspects, Deputies Pantoja and Hernandez proceeded to check the area south of 166th Street.

As they drove westbound 167th Street approaching Clarkdale Avenue, Deputy Pantoja's attention was drawn to two males (later identified as Suspect Perez and Witness [redacted] running at a full sprint southbound on Clarkdale Avenue away from the area of Hermosillo Park. Deputy Pantoja also explained the males were looking in his direction when they were running. The males matched the general suspect descriptions provided in the shooting call. Deputy Pantoja communicated with Deputy Hernandez his observations. Deputy Pantoja said one of the males had "562" printed on his shirt. Deputy Pantoja estimated he was approximately 45 to 60 feet away from the intersection of Clarkdale Avenue when he first observed Suspect Perez and Witness [redacted]. Deputy Pantoja believed the males were running along the east curb line of Clarkdale Avenue.

While following the males southbound in their patrol car, Deputy Pantoja requested the duplex-patch in an attempt to broadcast, over the Sheriff's Department radio, they had come across two possible suspects and to request other units to respond. Deputy Pantoja said there was a delay in being acknowledged by the Sheriff's Communication Center (SCC).

Deputy Pantoja said Deputy Hernandez yelled commands to the males to "stop" as Deputy Pantoja and Deputy Hernandez exited their patrol car. He estimated the suspects were approximately 25 feet away from him by a [redacted] fence on the Clarkdale Avenue side of [redacted] 168th Street. Deputy Pantoja focused his attention on Suspect Perez, who was reaching toward his waistband. Deputy Pantoja un-holstered his 9mm duty weapon upon exiting the patrol car in an attempt to detain the males at gunpoint. Deputy Pantoja did not pursue the males. He moved to the driver's side of the patrol car where Deputy Hernandez had exited.

IAB Note: Deputy Pantoja clarified during the interview that the report he authored on November 20, 2017, under file #017-16876-0458-055 incorrectly identified the males as being 25 yards away [Refer to Exhibit B, page 11].

IAB investigators presented Deputy Pantoja with a printed copy of a Google map depicting the area. On this map, Deputy Pantoja diagrammed their route of travel from 166th Street and Elaine Avenue to 167th Street south of Clarkdale Avenue where they exited their patrol car **[Refer to map at end of Deputy Pantoja's transcript]**.

Deputy Pantoja was presented with a Google satellite image depicting [redacted] 168th Street by IAB investigators, and he was requested to diagram his path upon exiting the patrol car. In red ink, Deputy Pantoja placed a box depicting the patrol car and drew a path from the passenger side of the patrol car around the front end to the driver's side **[Refer to Google satellite image at end of Deputy Pantoja's transcript]**.

Deputy Pantoja explained the males jumped the fence into the yard of [redacted] 168th Street and ran eastbound through the yard. Deputy Pantoja saw Suspect Perez jump the [redacted] fence, along Clarkdale Avenue, just south of the bushes on the property. Deputy Pantoja believed the gates along the fence were closed when the males jumped over the fence. IAB investigators presented Deputy Pantoja with a Google image depicting the [redacted] side of [redacted] 168th Street which runs along Clarkdale Avenue. Deputy Pantoja marked the image with an 'X' in red ink were he recalled Suspect Perez jumping over **[Refer to Google image at end of Deputy Pantoja's transcript]**.

Deputy Pantoja did not see where the other male (Witness [redacted] jumped the fence. As Suspect Perez fled into the yard and neared the south facing door of the residence, Deputy Pantoja saw Suspect Perez produce a handgun from the right side of his (Suspect Perez) body. Suspect Perez bladed his body to the left while looking in the direction of Deputies Pantoja and Hernandez. Deputy Pantoja communicated the threat of the firearm to his partner by yelling, "gun!" Deputy Hernandez acknowledged Deputy Pantoja by yelling back, "gun!"

While looking right at Deputies Pantoja and Hernandez, Suspect Perez began raising the gun in their direction. Deputy Pantoja stated he believed Suspect Perez was going to shoot at him and his partner. Deputy Pantoja stated he was nervous, scared, and feared for his life, the life of his partner, and lives of citizens in the area. Deputy Pantoja said he adjusted and moved to gain a clear target path on Suspect Perez due to lattice that partially enclosed the covered patio where Suspect Perez was standing. Deputy Pantoja rapidly fired what he believed, at the time, to be five to seven shots at Suspect Perez. Suspect Perez then fled eastbound. Deputy Pantoja believed Suspect Perez was struck by the gunfire.

Deputy Pantoja estimated Suspect Perez was 15 to 20 yards away from him when he fired his duty weapon at Suspect Perez from the street. Deputy Pantoja stated his backdrop was the house and a wood fence on the property. Deputy Pantoja did not see where his fired bullets struck. He explained he did not see any other pedestrians or moving cars in the area at the time of the shooting. Deputy Pantoja stated Deputy Hernandez was standing to his left (Deputy Pantoja's) when he fired with no crossfire situation. Deputy Pantoja described the weather as clear and explained the sun was

going down. There was still light, and he could see Suspect Perez' actions under the covered patio.

Deputy Pantoja explained he did not have any cover at the time he fired his duty weapon. However, he recalled a vehicle in front of him off to the left. After the shooting, Deputy Pantoja along with his partner moved to the passenger side of the patrol car for cover while focusing on the property of [redacted] 168th Street. Deputy Pantoja believed the path they took for cover was around the rear end of the patrol car.

Deputy Pantoja broadcast over the Sheriff's Department radio they were involved in a "998" (deputy involved shooting). From a positon of cover, Deputy Pantoja along with Deputy Hernandez began establishing a containment of the area. Deputy Pantoja explained there was some confusion as to their location and communicated with his partner he was going to walk over to the corner of Clarkdale Avenue and 167th Street to confirm their location by street signs. When checking the street signs, Deputy Pantoja could visually see his partner and was close enough to verbally communicate with him.

IAB investigators showed Deputy Pantoja two images of a handgun recovered from with the crime scene containment **[Exhibit D, Images PB210830 and PB210831]**. Deputy Pantoja stated the handgun in the images appeared to be the same handgun Suspect Perez was carrying.

DEPUTY ALAN HERNANDEZ

On November 21, 2017, IAB investigators inspected Deputy Hernandez' duty weapon at Norwalk Station and conducted and ammunition count. Deputy Hernandez indicated his duty weapon was configured with seventeen live rounds in the magazine and one live round in the chamber at the time of the shooting. Deputy Hernandez' weapon was given to FIS Donna Thomas of SSB for processing. The firearm retrieval process was audio recorded and transcribed.

On November 29, 2017, Deputy Hernandez was interviewed by IAB investigators at Internal Affairs Bureau. Deputy Hernandez was represented by attorney William Hadden during the interview.

Deputy Hernandez stated he was working Unit 45D3 with his regular partner (Deputy Pantoja). Deputy Hernandez was the driver and Deputy Pantoja was the passenger. Deputy Hernandez heard a call for service broadcast, over the Sheriff's Department radio, of two gunshot victims down at Hermosillo Park and began responding to the location. During the coordination of the call, Deputies Hernandez and Pantoja were requested to check the area for possible suspects.

Deputy Hernandez said he believed the description provided in the call indicated there was two to three male Hispanic suspects wearing all black. He believed the call was updated by dispatch describing one of the males as having a black shirt with the numbers "562" in front.

As Deputy Hernandez drove westbound on 167th Street approaching Clarkdale Avenue, his attention was drawn to three male Hispanics, who matched the general description of the park's shooting suspects, running in front of him. The males were described as running at full sprint southbound Clarkdale Avenue along the east curb line. Deputy Hernandez stated the males were observed from approximately three home lengths away.

IAB investigators presented Deputy Hernandez with a printed copy of a Google map depicting the area, and he marked in red ink his and Deputy Pantoja's route of travel from 166th Street and Elaine Avenue to 167th Street south of Clarkdale Avenue. Deputy Hernandez also marked the area where he stopped his patrol vehicle in the middle of Clarkdale Avenue south of 167th Street adjacent to the males that were running **[Refer to map at end of Deputy Hernandez' transcript].**

Deputy Hernandez explained as he drove closer to the males and was putting the patrol car in park, he gave verbal commands to the males, who were on the sidewalk, to stop and show their hands while Deputy Pantoja attempted to broadcast via the Sheriff's Department radio system their observations. As Deputies Hernandez and Pantoja were exiting the patrol car, Suspect Perez jumped the fence and the other two males (Witness [redacted] and Witness [redacted] ran out of his view eastbound toward 168th Street. Deputy Hernandez un-holstered his duty weapon upon exiting the patrol car. Deputy Hernandez stated he was focusing on Suspect Perez, and he was unsure if Witness [redacted] and Witness [redacted] ran through the property. Deputy Hernandez stated his intention was to detain the males that were running as potential suspects in the park shooting that had just occurred.

Deputy Hernandez was presented with a Google satellite image depicting [redacted] 168th Street by IAB investigators, and he was requested to diagram where he stopped his patrol car. In red ink, Deputy Hernandez placed a box depicting the patrol car facing south on Clarkdale Avenue along the [redacted] property line of [redacted] 168th Street **[Refer to Google satellite image at end of Deputy Hernandez' transcript]**.

IAB investigators presented Deputy Hernandez with a Google image depicting the [redacted] side of [redacted] 168th Street which runs along Clarkdale Avenue. Deputy Hernandez marked the image with red ink where he recalled Suspect Perez jumping over the fence. This mark was placed by the closed, west facing, driveway gates of the property. While marking the image, Deputy Hernandez stated the gates were closed during the shooting. Deputy Hernandez also placed a box depicting the patrol car facing south on Clarkdale Avenue by the north apron of the driveway **[Refer to Google image at end of Deputy Hernandez' transcript]**.

Deputy Hernandez explained he was focusing on Suspect Perez because he was closest to him and appeared to be holding onto something; although Deputy Hernandez could not see Suspect Perez' hands. Deputy Hernandez pointed to an area on the Google image by an opening along the south exterior wall and a lattice covered patio area. Deputy Hernandez explained Suspect Perez stopped in this area. At this time,

Deputy Hernandez stated he saw what appeared to be a gun in Suspect Perez' right hand. Suspect Perez turned his body to the left toward Deputy Hernandez and began raising the gun, which had been pointed toward the ground, in the direction of Deputy Hernandez. Suspect Perez looked in the direction of Deputy Hernandez and placed both hands on the gun.

Deputy Hernandez explained he yelled out loud "gun" to his partner who had come around to the driver's side of the patrol car. Deputy Hernandez did not recall giving Suspect Perez commands at this time. Deputy Hernandez was in fear for his life, his partner's life, and that of civilians in the area. He believed Suspect Perez was going to shoot him, and he felt scared. Deputy Hernandez fired his 9mm duty weapon at Suspect Perez. Deputy Hernandez described the shots he fired as being rapid, and he believed he had fired approximately seven shots. Immediately following the shooting, Deputies Hernandez and Pantoja broadcast they had been in a deputy involved shooting and initiated a containment of the area to locate Suspect Perez and the males that fled.

Deputy Hernandez estimated Suspect Perez was 30 to 35 feet away from him when he fired his duty weapon at Suspect Perez. Deputy Hernandez did not see where his fired bullets struck. He described the backdrop as consisting of bushes, hedges, and a wall. Deputy Hernandez explained he did not see any other pedestrians or moving cars in the area at the time of the shooting. Deputy Hernandez explained Deputy Pantoja was standing to his right when he fired. Deputy Hernandez heard Deputy Pantoja firing his weapon as well and stated there was no crossfire situation. Deputy Hernandez was unsure if Suspect Perez was struck by the gunfire.

Deputy Hernandez described the lighting conditions as still being daylight, and he was able to see the gun in Suspect Perez' hand. There was nothing obstructing his view of Suspect Perez. He described the weather as being dry, clear, and pretty hot for an autumn day.

Deputy Hernandez explained he did not have any cover at the time he fired his duty weapon. After the shooting, Deputy Hernandez, along with his partner, reassessed and moved to the passenger side of the patrol car for cover. Deputy Hernandez stated he and his partner communicated conducting tactical reloads. Deputy Pantoja conducted a tactical reload from behind the passenger side of the patrol car. They then moved back to take cover behind cars on the west side of the street where Deputy Hernandez conducted a tactical reload.

IAB Note: **A tactical reload typically consists of removing a partially empty magazine from a pistol's magazine well and inserting a magazine fully loaded with ammunition into the pistol's magazine well.**

Deputy Hernandez explained there was some confusion as to their location. Deputy Pantoja walked to what he believed was Clarkdale Avenue and 168th Street to confirm their location by looking at the street signs. When Deputy Pantoja did this, they remained in close proximity and never lost visual site of each other.

IAB investigators showed Deputy Hernandez two images of a handgun recovered from within the crime scene containment **[Exhibit D, Images PB210830 and PB210831]**. Deputy Hernandez told IAB investigators the handgun in the images was the same handgun Suspect Perez was carrying.

ADDITIONAL INFORMATION

Gunshot residue samples collected from Suspect Perez, Witness [redacted] and Witness [redacted] were examined by the SSB Trace Evidence Section. Analysis conducted by SSB Senior Criminalist Kristina Fritz #[redacted] concluded no gunshot primer residue was detected on the samples collected from Suspect Perez. Four particles, consistent with gunshot residue, were detected on the samples collected from Witness [redacted]. One particle, consistent with gunshot residue, was detected on the samples collected from Witness [redacted] **[Refer to Laboratory Examination Reports in Miscellaneous Documents]**.

On November 21, 2017, OSS Detectives attempted to interview Witness [redacted] in the presence of IAB investigators at Norwalk Station. Witness [redacted] was in custody at the station. Witness [redacted] invoked his Miranda Rights and declined speak to the detectives. Witness [redacted] also declined to speak to IAB investigators.

> **IAB Note: Witness [redacted] was identified by the involved deputies as being with Suspect Perez when deputies initially attempted to contact them.**

On November 29, 2017, the Los Angeles County District Attorney's Office filed two misdemeanor counts of Obstructing a Peace Officer, in violation of 148(a)(1) PC, against Witness [redacted] under court case #[redacted] **[Refer to misdemeanor complaint in Miscellaneous Documents]**. Witness [redacted] is currently out on bail with a next court date of November 19, 2018. Witness [redacted]'s criminal history [redacted] **[Refer to Witness [redacted]'s booking information and criminal history in Miscellaneous Documents]**.

> **IAB Note: The Consolidated Criminal History System (CCHRS) for Witness [redacted] indicated he had [redacted]**

Witness [redacted] was released to the custody of his [redacted] on November 21, 2017 by Detective [redacted] pursuant to 849(b)(1) PC. No juvenile petition was sought. Witness [redacted] had [redacted] **[Refer to Witness [redacted]'s booking information and criminal history in Miscellaneous Documents]**.